

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
TERRE HAUTE DIVISION

KEITH CLEVELAND,)	
)	
Plaintiff,)	
)	
v.)	No. 2:20-cv-00160-JPH-MJD
)	
DANIEL BEDWELL, et al.)	
)	
Defendants.)	

Order Denying Motion for Leave to Proceed *In Forma Pauperis*

Plaintiff Keith Cleveland, an inmate at Wabash Valley Correctional Facility, filed this action on March 23, 2020, and sought leave to proceed *in forma pauperis*. Dkt. 2. On March 24, 2020, Mr. Cleveland was instructed to submit a copy of the transaction history associated with his institution trust account to allow the Court to rule on his motion for leave to proceed *in forma pauperis*. Dkt. 5.

However, Mr. Cleveland is ineligible to proceed *in forma pauperis* because he has “struck out” under 28 U.S.C. § 1915(g). *See Cleveland v. Indiana State Prison, et al.*, 3:20-cv-260-JD-MGG, dkt. 2 (N.D. Ind. Mar. 26, 2020) (listing cases where Mr. Cleveland accumulated a strike).

Therefore, the Court **rescinds** the Notice of Deficiency, dkt. [5], issued March 24, 2020. Mr. Cleveland’s motion for leave to proceed *in forma pauperis*, dkt. [2], is **denied**. Mr. Cleveland shall have **through May 8, 2020**, to pay the \$400.00 filing fee to the clerk of the district court. The failure to pay the filing fee by this deadline will result in the dismissal of this action without further notice.

SO ORDERED.

Date: 4/13/2020



James Patrick Hanlon
United States District Judge
Southern District of Indiana

Distribution:

KEITH CLEVELAND
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